

REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional)

97-rTRN-366 Re#1 Div.#1

I hereby declare that:

Each inventor's residence, mailing address and citizenship are stated below next to their name.

I believe the inventors named below to be the original and first inventor(s) of the subject matter which is described and claimed

in patent number 6,067,871, granted 05/30/2000 and for which areissue patent is sought on the invention entitled Variable Resistance Shift Rail Detent Assembly and ShiftControl Method Employing Same

the specification of which

☐

is attached hereto.

☒was filed on 09/05/2003 as reissue application number 10/657,058and was amended on 09/22/2004

(If applicable)

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

☐

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b). Attached is form PTO/SB/02B (or equivalent) listing the foreign applications.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐

by reason of a defective specification or drawing.

☒

by reason of the patentee claiming more or less than he had the right to claim in the patent.

☐

by reason of other errors.

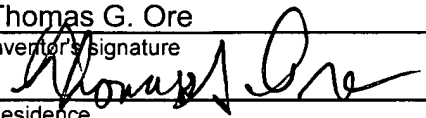
At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

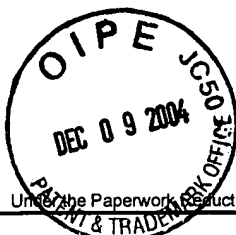
The reissue is a broadening reissue. The broadening is intended to add claims which cover the embodiment of Figure 7. The specific error is not claiming the specific structure of Figure 7, and that the structure is a first operator movable to a first position for selection of an accessory otherwise unconnected to the transmission, or, in the alternative, means for sensing a requirement to maintain said selected positive clutch member in said disengaged position and for providing an intent-to-maintain signal thereof, said intent-to-maintain signal being dependent on the operation of an accessory otherwise unconnected with the transmission.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.175. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)				Docket Number (Optional) 97-rTRN-366 RE#1 DIV #1	
All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.					
Note: To appoint a power of attorney, use form PTO/SB/81.					
Correspondence Address: Direct all communications about the application to:					
<input type="checkbox"/> The address associated with Customer Number: 					
OR					
<input checked="" type="checkbox"/> Firm or Individual Name	Kevin M. Hinman				
Address	Eaton Corporation 26201 Northwestern Hwy. P.O. Box 766				
City	Southfield	State	MI	Zip	48037
Country	U.S.A.				
Telephone	(248) 226-6822	Fax	(248) 226-6825		
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.					
Full name of sole or first inventor (given name, family name) Ronald K. Markyvech					
Inventor's signature			Date		
Residence 23260 Outer Drive, Allen Park, MI 48101			Citizenship U.S.A.		
Mailing Address same as above					
Full name of second joint inventor (given name, family name) Thomas N. Riley					
Inventor's signature			Date		
Residence 4802 Fountain Square, Kalamazoo, MI 49009			Citizenship U.S.A.		
Mailing Address same as above					
Full name of third joint inventor (given name, family name) Thomas G. Ore					
Inventor's signature 			Date NOV 25, 2004		
Residence 2413 Minnetonka Dr, Cedar Falls, IA 50613			Citizenship U.S.A.		
Mailing Address same as above					
<input type="checkbox"/> Additional joint inventors or legal representative(s) are named on separately numbered sheets forms PTO/SB/02A or 02LR attached hereto.					



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<input type="checkbox"/> The address associated with Customer Number: 					
OR					
<input checked="" type="checkbox"/> Firm or Individual Name	Kevin M. Hinman				
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City	Southfield	State	MI	Zip	48037
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.					
Full name of sole or first inventor (given name, family name)					
Ronald K. Markyvech					
Inventor's signature <i>Ronald K. Markyvech</i>			Date 11/15/2004		
Residence 23260 Outer Drive, Allen Park, MI 48101			Citizenship U.S.A.		
Mailing Address					
same as above					
Full name of second joint inventor (given name, family name)					
Thomas N. Riley					
Inventor's signature			Date		
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Mailing Address same as above			
Full name of second joint inventor (given name, family name) Thomas N. Riley			
Inventor's signature <i>Thomas N. Riley</i>		Date Nov. 24, 2004	
Residence 4802 Fountain Square, Kalamazoo, MI 49009		Citizenship U.S.A.	
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